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1883.

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ANNUAL REPORT  
AND FINANCIAL STATEMENTS,

*FROM THE MANAGERS*

OF

THE TEMPORALITIES' BOARD,

For the year ended 1st May, 1883.

FOR THE INFORMATION OF THE BENEFICIARIES.

260 ST JAMES STREET,  
MONTREAL.

JAMES CROIL,  
*Secretary-Treasurer.*

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## ANNUAL REPORT.

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### TO THE BENEFICIARIES OF THE TEMPORALITIES BOARD.

In conformity with Section IV, of the Act of the Dominion Legislature, passed on the 18th of May, 1882, a meeting of the Beneficiaries was held pursuant to notice from the Chairman of the Temporalities Board, in St. Paul's Church, Montreal, on the 28th June last, when certain resolutions were passed by the Beneficiaries in regard to the future administration of the fund, and recognizing the necessity of applying to the Dominion-Parliament for such legislation as would modify the provisions of the existing Act anent the Temporalities Fund. Among other matters the Beneficiaries expressed their opinion that all arrears then due to them should be paid by the Board, and that "in the event of its being found that there are legal obstacles in the way of the Board's carrying out this recommendation, such legislation should be sought as shall enable the Board to give effect to said communication."

Being desirous as far as possible of meeting the wishes of the Beneficiaries, the Board lost no time in submitting the question of payment of the said arrears to their legal advisers, Messrs. Strachan Bethune, Q.C., and John L. Morris. The opinion of these gentlemen was obtained in writing, and a copy of the same was sent to each of the Beneficiaries. It is as follows :—

"Being asked to state in writing our reasons for the opinion verbally expressed by us, to the effect that the Board has no power to pay the arrears of certain salaries which they ceased to pay in consequence of the appeal to the Privy Council, we beg to state them as follows :

We understand that should the Board assume to pay these arrears they would require to do so out of capital.

Now prior to the passing of the Prov. Statute 38 Vic. ch 64, the Board had not, in our opinion, any legal authority to encroach on the capital fund of which they were Trustees. And altho' that Act purported to give them authority so to encroach on capital, the effect of the judgment in the Privy Council which declared the Act *ultra vires*, was to make all payments out of capital illegal, and to render the individual members of the Board personally responsible to make good all payments so illegally made.

As the board, however, had evidently acted in good faith in making the payments they did, the Dominion Parliament has "ratified and confirmed all the acts and doings of the said Board," and has thus practically absolved them from all personal responsibility arising out of such illegal payments.

Parliament has also, in the Act it passed, sanctioned the payment by the Board of salaries of the class referred to, and, in doing so, to draw upon the capital fund. But the Act has not given authority to the Board to pay any arrears of such salaries.

Under the circumstances, we are of opinion that no legal authority exists for the payment of such arrears.

Yours truly,

STRACHAN BETHUNE.  
JOHN L. MORRIS."

The arrears referred to by the Beneficiaries had arisen from the non-payment of the amounts that had fallen due to the non-privileged ministers on the 30th of June, and the 31st of December, 1881, and for the unexpired portion of the following half year, up to the 18th of May, 1882, when the payments could be legally resumed. It was a matter of deep regret to the Board to find that they could not legally make payment of these arrears. In order, however, to obviate the very serious inconvenience, if not embarrassment, that must in consequence be experienced by many of the Beneficiaries in being thus deprived of a not inconsiderable portion of their incomes, the Executive Committee of the Board took upon themselves the responsibility of directing that, in the meantime, an amount should be paid to each of the Beneficiaries in arrears, equal to the customary payments for one whole year *in advance*, counting from the 18th of May, 1882. In accordance with this instruction on the 30th of June following cheques were sent to each of the Beneficiaries in arrears for \$200, less the usual payments in their behalf of \$12 to the Ministers' Widows' and Orphans' Fund.

LEGISLATION.—In regard to the recommendation of the Beneficiaries that steps should be taken to secure such amendments to the existing Act as might be necessary to enable the Board legally to give effect to their suggestions, the Board took the earliest possible opportunity of considering the whole question. They appointed a committee of their number to draft a bill such as they should deem suitable in the circumstances, with instructions to put themselves in communication with the committee appointed by the Beneficiaries in order that by their united action as much unanimity as was possible might be attained before approaching the Legislature. The result of their joint deliberations was a draft bill, which, after careful consideration by the Board, was on the whole approved, and Mr. Morris was instructed to take the proper steps to have it introduced in the Dominion Legislature. It was placed

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in charge of Mr. John Charlton, M.P., who secured for it a first and second reading in the House of Commons. At this stage, however, further progress was arrested in consequence of communications received from a number of the Beneficiaries which indicated a wide diversity of opinion in regard to some of the provisions of the Bill. By the advice of the members of the House who had undertaken to promote the Bill, the representatives of the Board deemed it their duty in the circumstances, to request that the leave of the House be asked to withdraw the Bill. This having been granted no further action was taken in the premises, and it now devolves upon the Board to continue the administration of the Fund, to the best of their judgment, under the existing statute.

**FINANCE.**—The par value of the Fund at this date is shown in the Appendix, Schedule A, to be \$284,278.65. The actual cash value is estimated to be \$300,308.63. The annual interest accruing from the investments is \$17,436.50—a fraction over 6% upon the par value of the fund. The total expenditure for the year as per Schedule B, was \$47,931.19; the payments made to ministers amounted to \$34,438; the expenses connected with litigation and legislation to \$10,294.70. \$2000 were paid to Queen's College, \$600.11 for the ordinary expenses of management, \$444.66 was due the bank from last year, and \$189.01 represents accrued interest on mortgages acquired. The balance on hand at credit of the revenue account is \$1840.25.

The following changes were made in the investments. Two mortgages were paid up, amounting to \$11,000. Several new mortgages were acquired making in the aggregate \$52,950, of this class of investment, all at 6% per annum. Harbour Bonds bearing 6½% interest, to the value of \$60,000, will mature on the 5th of July next, which will have to be replaced by other securities.

**EXPENSE FUND.**—Contributions from private individuals and congregations have been received during the year, amounting in all to \$6320.08 towards discharging the expenses of legislation and law costs.

**CHANGES IN THE MANAGEMENT.**—Two members of the Board were removed by death, namely, Sir Hugh Allan who died in Edinburgh, on the 9th of December, 1882, and Mr. James Michie, who died at Toronto, on the 13th of January last. Sir Hugh Allan had been a member of the Board ever since it was established. He was for a number of years its chairman. The Rev. D. M. Gordon and Judge Dennistoun resigned their



seats at the Board, the former in consequence of his removal from Ottawa to Winnipeg, the latter on account of his professional duties. The steps prescribed by the statute having been taken for the election of members to fill the vacancies thus created, it was found that the choice of the Beneficiaries had fallen upon the following gentlemen, namely, Mr. Andrew Allan, of Montreal; Mr. D. B. Maclellan, Q.C., of Cornwall; the Rev. Donald Ross, B.D., of Lachine; and Mr. George M. Macdonnell, of Kingston.

CHANGES IN THE ROLL OF BENEFICIARIES.—The Rev. Gavin Lang was translated to the West Church, Inverness, Scotland, in May, 1882. The Rev. Robert G. MacLaren, died at Greensville, Ontario, on the 6th June, aged 49. The Rev. Charles Gordon Glass, M.A., died at Montreal, on the 28th November, 1882, in the 68th year of his age.

THE NAMES OF THE MANAGERS are as follows:—

Mr. William Darling, <i>Chairman</i> .	
Rev. John Cook, D.D.	Mr. William Walker.
Rev. John Jenkins, D.D.	Mr. John L. Morris.
Rev. Robert Campbell, M.A.	Mr. Alexander Mitchell.
Rev. James Patterson.	Mr. Andrew Allan.
Rev. Donald Ross, B.D.	Mr. D. B. Maclellan, Q.C.
Mr. George M. Macdonnell.	

THE AUDITORS are Mr. James Mitchell and Mr. Alexander Macpherson.

WILLIAM DARLING,  
*Chairman.*

A

TEMPORALITIES BOARD—INVESTMENTS.

At 1st May, 1883.

	PAR VALUE.	CASH VALUE.
414 Shares Merchants Bank of Canada.....	\$41,400.00	\$51,750.00
Harbour Bonds, bearing 6½ per cent. interest	88,500.00	88,500.00
Corporation Bonds, " 6 " "	60,000.00	60,000.00
Corporation Stock, " 7 " "	14,200.00	19,880.00
Uninvested Funds, " 4 " "	25,388.40	25,388.40
Mortgages, " 6 " "	52,950.00	52,950.00
Balance in Merchants Bank.....	1,840.25	1,840.25
	\$284,278.65	\$300,308.63

The amount at the credit of late Miss Fisher's legacy account in the Merchants Bank, savings department, is \$349.70.

JAMES GROIL,  
*Secretary-Treasurer.*

Montreal, 1st May, 1883.

## B

## TEMPORALITIES' BOARD—ABSTRACT OF ACCOUNT 1882-83

1882.

*Receipts.*

April 13—Interest on Mortgage for \$12,000 at 6 p.c. per annum for six months.....	360.00
May 2—Corporation Bonds—Interest on \$60,000 for six months at 3 p.c. ....	1800.00
2—Corporation Stock Interest on \$14,200 for six months at 3½ p.c. ....	497.00
31—Interest on Bank Account to date. ....	15.05
June 1—Dividend Merchants Bank on \$41,200 at 3½ p.c. for six months .....	1449.00
12—From Widows and Orphans Fund to equalize cost of legislation .....	163.00
July 5—Harbour Debentures—Interest on \$88,500 at 3½ p.c. for six months .....	2876.25
11—Interest on Mortgage for \$10,000 at 3½ p.c. for six months .....	350.00
June 30—Interest on Bank deposit \$76,500 at 4 p.c. per annum for six months and a half.....	1622.52
—Draft upon Capital to make payment in advance to Ministers.....	19500.00
Aug. 31—Interest on Mortgage for \$3,700 at 3 p.c. for six months .....	111.00
Oct. 1—Interest on Mortgage for \$12,000, six months..	360.00
Nov 6—Corporation Bonds—Interest on \$60,000 for six months 3 p.c. ....	1800.00
Corporation Stock—Interest on \$14,200 at 3½ p.c. six months .....	497.00
30—Interest on Bank Account to date .....	21.72
Dec. 1—Dividend Merchants Bank on \$41,400 at 3½ p.c. for six months .....	1449.00
Dec. 30—Interest on Bank deposit \$57,000 for 6 months at 4 p.c. per annum .....	1138.40
Dec. 30—Draft on Capital .....	4361.60
1883.	
Jan. 5—Harbour Debentures—interest on \$88,500 at 3½ p.c. for six months .....	2876.25
9—Cash from Temporalities Expense Fund on account .....	6320.08
10—Interest on Mortgage for \$10,000 217 days at 6 p.c. per annum.....	416.16
9—St. Andrew's Church Mortgage principal ....	1000.00
Five Years interest on the above at 6 p.c.....	316.41
Mar. 15—Interest on Mortgage for \$3,700 3 p.c. for 6 mos	111.00
April 6—Interest on Mortgage for \$12,000 at 3 p.c. ....	360.00

\$49,771.44



1882.	<i>Expenditure.</i>	
June 30—	Balance due to Merchants Bank .....	\$444.62
	Two Outstanding Cheques to Rev. R. Dobie..	438.00
	Payments to Ministers as per detailed statement	24825.00
	Queen's College Half-Yearly payment .....	1000.00
	Expenses of Management :	
	Secretary-Treasurer six months.....	\$200.00
	Office Rent .....	50.00
	Members' travelling expenses.....	18.00
	Printing, Postage and Stationery....	18.35
		<hr/> \$286.35
	Expenses connected with obtaining Legislation at Ottawa including Professional fees, printing, &c., &c.....	2672.65
	One years payment each to Rev. Dr. Williamson, \$450, Rev. J. B. Mowat, \$450, Rev. G. D. Fer- guson, \$400, the same having been omitted at the regular time of payment.....	1300.00
	John L. Morris balance of his account for profes- sional services in connection with the suit of Dobie <i>vs.</i> The Temporalities' Board.....	2223.87
	Messrs. J. L. Morris and S. Bethune for legal opinion. ....	28.00
	Paid proportion of expenses and costs in settle- ment of <i>quo warranto</i> suits, abandoned by mutual consent.....	70.33
Dec. 30.	Paid Ministers per detailed statement.....	7875.00
	Queen's College, half-yearly payment.....	1000.00
	Expenses of Management :	
	Secretary-Treasurer, six months.....	\$200.00
	Office Rent.....	50.00
	Members' travelling expenses.....	8.00
	Printing and postage.....	20.51
		<hr/> \$278.51
	Advertizing accounts, <i>Gazette</i> and <i>Minerve</i> .....	32.20
	Mr. J. L. Morris fees and costs in suit Temporalities' Board <i>vs.</i> St. Andrew's Church. ....	375.00
Mar. 5.	John L. Morris, preliminary expenses for Bill introduced to the Dominion Legislature....	230.00
	Paid taxed costs to Appellants in Privy Council: Suit.....	\$4477.22
	252 days interest on the same.....	185.43
		<hr/> \$4662.65
	9—Paid accrued interest on a mortgage purchased.....	\$24.98
	Members' travelling expenses.....	17.00
	Printing and advertizing .....	5.50
		<hr/> \$47.48
April 6.	Interest accrued on a mortgage purchased .....	141.53
	Balance in Merchants' Bank.....	1840.25
		<hr/> \$49,771.44

JAMES CROIL,  
*Secretary-Treasurer.*

Montreal, 1st May, 1883.  
Examined and found correct,  
JAMES MITCHELL, }  
A. MACPHERSON, } *Auditors.*

## TEMPORALITIES' BOARD.—PAYMENTS TO MINISTERS.

*Being the usual amounts paid to the Commuting Ministers and Privileged Ministers, and one year in advance to the non-privileged Ministers, counting from the 14th of May, 1882.*

	1882.	
	30th June.	30th Dec.
John Cook, D.D. ....	\$225	\$225
Thomas Macpherson, M.A. ....	225	225
Robert Neill, D.D. ....	225	225
William Simpson ....	225	225
Alexander Mann, D.D. ....	225	225
John Barclay, D.D. ....	225	225
George Bell, LL.D. ....	225	225
John Davidson ....	225	225
Thomas Fraser. ....	225	225
William Bain, D.D. ....	225	225
Samuel Porter ....	225	225
William Barr. ....	225	225
James Stuart. ....	225	225
James T. Paul. ....	225	225
Solomon Mylne ....	225	225
Hamilton Gibson ....	225	225
Duncan Morrison, M.A. ....	225	225
Frederick P. Sym. ....	225	225
William Johnson, M.A. ....	225	225
Kenneth Maclellan, M.A. ....	225	225
David Watson, M.A. ....	225	225
Robert Dobie. ....	225	225
Peter Lindsay, M.A. ....	225	225
Robert Burnet. ....	225	225
George Weir, LL.D. ....	225	225
James Sinclair ....	200	200
John Macdonald. ....	200	200
William Cleland ....	200	200
James McEwen. ....	200	200
James Gordon. ....	200	200
John Brown ....	200	200
James Bain. ....	200	200
Duncan Anderson, M.A. ....	200	200
Hugh Niven. ....	400	400
M. W. Livingstone. ....	400	400
James Herald. ....	200	200
Peter Watson, B.A. ....	200	200
W. E. Mackay, B.A. ....	200	200
William White. ....	200	200
James Sieveright, B. A. ....	200	200
Charles Campbell, ....	200	200
James Patterson, ....	200	200
Donald Fraser, ....	200	200
Elias Mullan, ....	200	200
James A. Murray, ....	200	200
Alexander Mackay, ....	200	200
D. M. Gordon, B.D. ....	200	200
John S. Burnet, ....	200	200

Adam Spenser,.....	\$200
Donald Strachan,.....	200
Neil Macnish, LL.D.....	200
William T. Canning,.....	200
David Camelon,.....	200
George Porteous,.....	200
James Carmichael, (King).....	200
William Stewart,.....	200
Walter R. Ross, M.A.....	200
Archibald Currie, M.A.....	200
John Wells,.....	200
James S. Mullan,.....	200
Robert Campbell, (Montreal).....	200
James Wilson.....	200
James B. Mullan,.....	200
Hugh Cameron,.....	200
D. J. Maclean, B.A.....	200
James C. Smith, M.A.....	200
James McCaul, B.A.....	200
Duncan McDonald, M.A.....	200
James B. Muir, M.A.....	200
John Jenkins, D.D.....	200
Donald Ross, B.D. (Lachine).....	200
William Aitken,.....	200
Alexander Macdonald, B.A.....	200
M. W. McLean, M.A.....	200
John S. Lochhead.....	200
Evan Macauley,.....	200
Henry Edmison, M.A.....	200
D. J. Macdonnell, B.D.....	200
Daniel MacGillivray, B.A.....	200
John Bennett.....	200
William Anderson,.....	200
James M. Gray,.....	200
Joseph Eakin,.....	200
Charles A. Doudiet,.....	200
George A. Yeomans,.....	200
Charles A. Tanner.....	200
David P. Niven,.....	200
E. B. Rodgers,.....	200
James Carmichael, Norwood.....	200
Smith Hutcheson,.....	200
P. S. Livingston,.....	200
Robert Campbell, Renfrew,.....	200
Hugh Lamont, D.D.....	200
Joseph Gandier,.....	200
W. T. Wilkins,.....	200
E. W. Waits,.....	200
Alexander Campbell.....	200
James Cleland,.....	200
James B. Taylor,.....	200
John Fairlie,.....	200
D. W. Morison,.....	200
Thomas G. Smith, D.D.....	200
Frederick Home,.....	200
Alexander Smith,.....	200
John J. Cameron,.....	200

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Neil Brodie,.....	\$200	
Alex, H. Cameron, .....	200	
James Pullar, .....	200	
Malcolm McGillivray,.....	200	
Robert J. Craig, .....	200	
James Cormack, .....	200	
Duncan McEachern, .....	200	
James Fraser, .....	200	
Hugh J. Borthwick,.....	200	
Thomas Hart, .....	200	
C. G. Glass, M.A. ....	200	
Alexander, McQuarrie, .....	200	
John E. Tanner, .....	200	
Robert Laing, .....	200	
James Williamson, LL.D. ....		\$225
John B. Mowat, M.A. ....		225
George D. Ferguson, B.A. ....		200
	<hr/>	<hr/>
	\$24,825	\$7,875

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NAMES OF THE BENEFICIARIES OF THE TEMPORALITIES  
BOARD ON THE 1st MAY, 1883.

## I. COMMUTING MINISTERS.

\* Those marked thus are Professors in Queen's College, Kingston.

John Cook, D.D.	* John B. Mowat, M.A.
Thomas Macpherson, M.A.	James T. Paul.
Robert Neil, D.D.	Solomon Mylne.
William Simpson.	Hamilton Gibson.
Alexander Mann, D.D.	Duncan Morrison, M.A.
John Barclay, D.D.	Frederick P. Sym.
George Bell, LL.D.	William Johnson, M.A.
John Davidson.	Kenneth MacLennan, M.A.
Thomas Fraser.	David Watson, M.A.
* James Williamson, LL.D.	Robert Dobie.
William Bain, D.D.	Peter Lindsay, B.A.
Samuel Porter.	Robert Burnet.
William Barr.	George Weir, LL.D.
James Stuart.	

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## II. PRIVILEGED MINISTERS.

James Sinclair.	John Brown.
John Macdonald.	James Bain.
William Cleland.	Duncan Anderson, M.A.
James McEwan, M.A.	* George D. Ferguson, B.A.
James Gordon, M.A.	

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III. NON-PRIVILEGED MINISTERS RETIRED WITH LEAVE OF THE  
GENERAL ASSEMBLY.

Hugh Niven.	James Herald.
M. W. Livingstone.	

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## IV. NON-PRIVILEGED MINISTERS.

Peter Watson, B.A.	Adam Spenser.
William E. Mackay, B.A.	Donald Strachan.
William White.	Neil McNish, LL.D.
James Sieveright, B.A.	John Bennett.
Charles Campbell.	William Anderson, M.A.
James Patterson.	James M. Gray.
William T. Canning.	Joseph Eakin, B.A.
David Camelon.	Chas. A. Doudiet.
George Porteous.	George A. Yeomans, B.A.
James Carmichael [King]	Charles A. Tanner.
William Stewart.	James Fraser, B.A.
Walter R. Ross.	David P. Niven, B.A.
Archibald Currie, M.A.	Edward B. Rodgers.
John Wells.	J. Carmichael, M.A. [Norwood]
James S. Mullan.	Smith Hutcheson.
Robt. Cambell, M.A. [Montreal]	Peter S. Livingston, B.A.
James Wilson, M.A.	R. Campbell, M.A. [Macnab &
James B. Mullan.	Hugh Lamont, D.D. [Horton.
Hugh Cameron.	H. J. Borthwick, M.A.
Donald J. McLean, B.A.	Joseph Gandier.
James C. Smith, M.A.	William T. Wilkins, B.A.
James McCaul, B.A.	E. W. Waits.
Duncan McDonald, M.A.	J. B. Taylor.
James B. Muir, M.A.	Alexander Campbell, B.A.
John Jenkins, D.D.	James Cleland.
Donald Ross, B.D.	John Fairlie.
William Aitken.	D. W. Morison, B.A.
Alex. Macdonald, B.A.	Thomas G. Smith, D.D.
M. W. McLean, M.A.	Frederick Home.
John S. Lothead, M.A.	Thomas Hart, M.A.
Evan Macaulay, B.A.	Alexander Smith.
Henry Edmison, M.A.	John J. Cameron, M.A.
D. J. Macdonnell, B.D.	Neil Brodie.
Daniel McGillivray, B.A.	Alex. H. Cameron.
Donald Fraser, M.A.	James Pullar.
Elias Mullan.	Malcolm McGillivray.
James A. Murray.	Duncan McEachern.
Alexander Mackay, M.A.	James Cormack.
Daniel M. Gordon, B.D.	Robert Laing, M.A.
John S. Burnet.	Robert J. Craig, M.A.

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## V. ORDAINED MISSIONARIES AND PROBATIONERS.

Alex. N. McQuarrie, B.A.	John E. Tanner.
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JAMES CROIL,

*Secretary-Treasurer.*

Montreal 1st May, 1883.

